



UNIVERSITY OF PETROLEUM AND ENERGY STUDIES
End Semester Examination, December 2021

Course: Information Technology Law
Program: B.Sc. LL.B. (Hons.) (IPR)
Course Code: CLNL 3013P

Semester : IX
Duration : 03 hrs.
Max. Marks: 100

SECTION A

Attempt any Five (5) questions. Each question carries 2 Marks
5 Q*2 M=10 Marks

Q. No.		Marks 10	CO
1	Define the term “computer” as defined in The Information Technology Act, 2000.	2	CO1
2	‘Is ATM a computer?’ Answer this question with the help of definition as mentioned in the Information technology Act, 2000.	2	CO4
3	Difference between ‘Click-Wrap’ and ‘Browse-Wrap’ contracts	2	CO3
4	What is B2B E-Commerce? Give examples	2	CO2
5	What is ‘Certifying Authority’ as defined in the Information Technology Act, 2000.	2	CO1

SECTION B

Each question carries 5 Marks
4Q*5 M=20 Marks

Q. No.		Marks 20	
6	Jurisdiction in cyberspace is one of the most complex matter. In order to resolve it various tests have been established by courts. Explain the relevance of the ‘Effect Test’ with the help of landmark case laws.	5	CO4
7	Explain the validity of ‘Shrink-Wrap’ contracts with the help of landmark case laws.	5	CO3
8	“Netizens have become victims of phishing (fraudulent websites were projected as COVID-19 resources or leads for hospital beds/oxygen cylinders), online sales of counterfeit drugs and bank fraud through fake donation links, including sham versions of the ‘PM CARES Fund’.” In the light of the above-mentioned statement explain the emerging cyber- crimes during COVID-19 with examples.	5	CO4
9	B2C e-commerce [Business-to-Consumer] is the sale of goods or services between businesses and consumers via an online sales portal. In the light of the meaning of B2C e-commerce, explain the frauds and legal regulation of this type of e-Commerce.	5	CO1

SECTION-C**Attempt any 2 questions. Each question carries 10 Marks****2Qx10M=20 Mark**

Q. No.		Marks 20	CO
10	Write a brief note on the validity of 'electronic contracts' with the relevant sections as mentioned in the IT Act. Or What is the 'Admissibility of Electronic Evidence' in India? Explain with the reference of relevant sections.	10	CO 1
11	'There is no distinction between cyber and conventional crime. However, on a deep introspection, we may say that there exists a fine line of demarcation between the conventional and Cyber Crime.' Elaborate the concept of Cyber Crimes with the difference between a Cyber Crime and a Conventional Crime.	10	CO3

SECTION-D**Attempt all the questions. Each question carries 25 marks****2Qx25M =50 Marks**

Q. No.		Marks	CO
12	Mr Sameer sends information which is offensive, annoying, defamatory and insulting in nature to Mr Shrikant, through Finstagram, a popular social media application. Suggest Shrikant if he can proceed for any kind of remedy under the IT Act, 2000. If there is no remedy available under the said Act, explain why it is so. Explain in the light of the recent Supreme Court's judgement, where it has stepped to the fore with a delightful affirmation of the value of free speech and expression. Also, discuss the theories involved in the said judgement.	25	CO4
13	Mr. Simkanju with intent to threaten the unity, the integrity of Sindia penetrated into the military website of Sindia without authorization. He thus, accessed and copied the critical information infrastructure of the country. He also used this information to cause death and injuries to persons and destruction of property. He also by using this information disrupted the water supplies in the country due to which a state of chaos occurred in the country. Answer the following questions on the basis of this information. (a) Describe the offence committed by Mr. Simkanju, if any according to the IT Act, 2000 (2008)? (b) List out the elements/ ingredients of the offence mentioned under the above-mentioned provision. (c) Explain the modes of committing an offence under the above mentioned provision. (d) What is the punishment prescribed for the commission of the offence and for conspiring to commit the offence?	25	CO4